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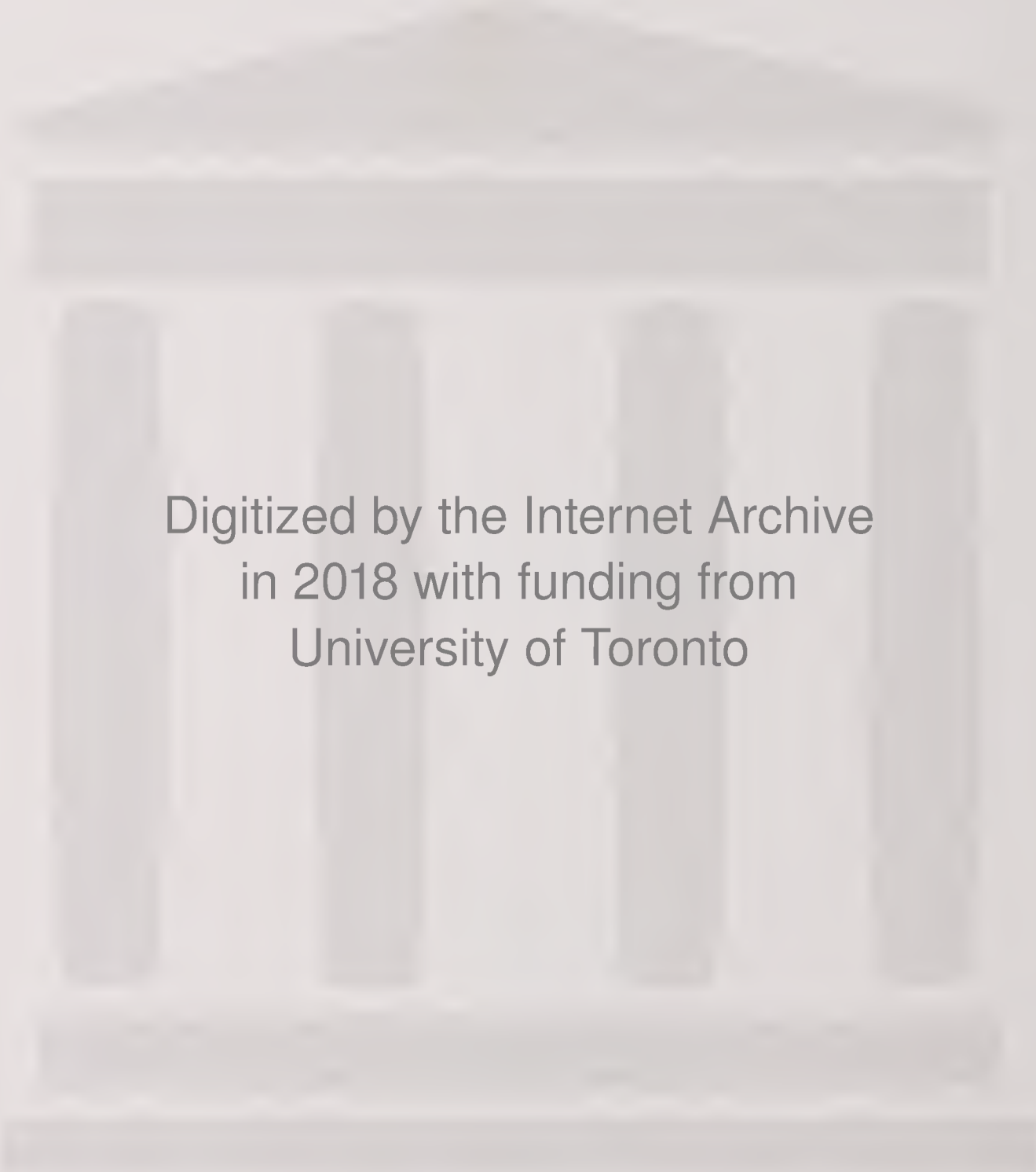
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COURSE MATERIALS

I. REQUIRED MATERIAL

Labour Law 5th edition (Queen's Ind. Rel. Centre, 1991)
 Macklem, Langille & Beatty, Labour Law Supplement (1995-6)
Ontario Employment and Labour Law, Carswell, 1996

II. BACKGROUND MATERIAL

A. Canadian

1. Beatty, Putting the Charter to Work (McGill/Queen's 1987)
2. Weiler, Reconcilable Differences (Carswell, 1981)
3. Arthurs, Carter, Glasbeek, Labour Law and Industrial Relations in Canada (3d ed. 1988)
4. Adams, Canadian Labour Law (2nd edit) (Canada Law Book, 1992)
5. Sack and Mitchell, Ontario Labour Relations Board Law and Practice (Butterworths, 1985)
6. Christie, Employment Law in Canada (Butterworths, 1980)
7. Swan and Swinton, Studies in Labour Law (Butterworths, 1980)
8. Dorsey, Canadian Labour Relations Board: Federal Law and Practice (Carswell, 1983)
9. Foisy et al., Canadian Labour Relations Board Policies and Procedures (Butterworths, 1986)
10. Panitch and Swartz, The Assault on Trade Union Freedoms (Garamond, 1988)
11. England, ed., Essays in Labour Relations Law, (CCH, 1986)
12. Hébert et al., The State of the Art in Industrial Relations (Queen's, 1988)
13. Palmer B., Working Class: Rethinking the History of Canadian Labour Law 1800-1991 (McLelland-Stewart 1992)

B. American - collective Bargaining

1. Gorman, Basic Text on Labour Law (West, 1976)
2. Morris, The Developing Labour Law, 2nd ed. (BNA, 1984) (and supplements)
3. Gould, A Primer on Labor Law (MIT, 1982)
4. Atleson, Values and Assumptions in American Labor Law (U. Mass., 1983)
5. Wellington, Labor and the Legal Process (Yale, 1968)
6. Getman, Golberg and Herman, Union Representation Elections: Law and Reality (Russell Sage, 1976)
7. Weiler, Governing the Workplace: The Future of Labor and Employment Law (Harvard University Press, 1990)

C. Arbitration

1. Brown and Beatty, Canadian Labour Arbitration (Carswell)
2. Palmer, Collective Agreement Arbitration in Canada (2nd ed.)
3. Gorsky, Evidence and Procedure in Canadian Labour Arbitration (1981)
4. Adams, Grievance and Arbitration of Discharge Cases (Queen's, 1978)
5. Barnacle, Arbitration of Discharge Grievances in Ontario (Queen's, 1991)

D. Other

1. Freedland, The Contract of Employment (O.U.P., 1976)
2. Harris, Wrongful dismissal, 3rd ed.
3. Symposium in (1984), 51 U. Chicago Law Review
4. Davies and Freedland, Kahn-Freund's Labour and the Law, Third Edition (Stevens, 1983)
5. Tarnopolsky, Discrimination and the Law in Canada (De Boo, 1982)
6. Keane, Human Rights in Ontario (Carswell, 1983)
7. Ison, Workers Compensation in Canada (Butterworths, 1983)
8. Cuneo, Pay-Equity: The Labour-Feminist Challenge (Toronto: Oxford University Press, 1990)
9. Labour Law Under the Charter (Kingston: Queen's Law Journal, 1988)

III. METHOD OF EVALUATION

Evaluation will be by written examination (one-half of final mark), and one essay (10 double-spaced pages — one-half of final mark) written during the term and handed in during the examination period. Late essays will be penalized.

SCHEDULE

Mondays 12:10 - 2:00
Fridays 9:00 - 10:50

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| Session 1 | Fri. Sept. 6 | Introduction: History Casebook: pp. 1-27 |
| Session 2 | Mon. Sept. 9 | Overview: values and assumptions Casebook: pp. 27-64, 148-52 |
| Session 3 | Fri. Sept. 13 | Common Law of Employment I Casebook: pp. 68-117 |
| Session 4 | Mon. Sept. 16 | Common Law of Employment II Casebook: pp. 117-147 Supplement: <u>Machtinger v. Hoj</u> ; <u>Cronk v. Canadian General Insurance</u> |
| Session 5 | Fri. Sept. 20 | Scope of Collective Bargaining Law Casebook: pp. 192-255 |
| Session 6 | Fri. Sept. 27 | Unfair Labour Practices I Casebook: pp. 272, 277-301 |
| Session 7 | Mon. Sept. 30 | Unfair Labour Practices II Casebook: pp. 301-342 |
| Session 8 | Fri. Oct. 4 | Bargaining Unit Determination Casebook: pp. 343-394 |
| Session 9 | Mon. Oct. 7 | Determining Employee Support Casebook: pp. 394-417 |
| Session 10 | Fri. Oct. 11 | Negotiations I Casebook: pp. 418-455 |
| Session 11 | Fri. Oct. 18 | Negotiations II Casebook: pp. 455-502 |
| Session 12 | Mon. Oct. 21 | Industrial Conflict I Casebook: pp. 503-508, 526-558 |
| Session 13 | Fri. Oct. 25 | Industrial Conflict II Casebook: pp. 559-582, 588-599, 606-610, 617-628 |

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| Session 14 | Mon. Oct. 28 | Industrial Conflict III Casebook: pp. 629-662, 668-681 |
| Session 15 | Fri. Nov. 1 | Arbitration I Casebook: pp. 682-687, 705-737 Supplement: <u>Wardair</u> ; <u>CUPE v. Metropolitan Toronto</u> ; <u>Stelco v. Steelworkers</u> |
| Session 16 | Mon. Nov. 4 | Arbitration II Casebook: pp. 737-765, 783-789 |
| Session 17 | Fri. Nov. 8 | Labour and the <u>Charter</u> Casebook: pp. 509-526, 599-606, 685-686 Supplement: <u>PIPS v. Northwest Territories</u> ; <u>Ref. Re. Workers' Compensation Act</u> |
| Session 18 | Mon. Nov. 11 | Labour and Judicial Review Casebook: pp. 242-244, 795-807 Supplement: <u>Dayco v. C.A.W.</u> ; <u>Carpenters v. Bradco</u> |
| Session 19 | Fri. Nov. 15 | Internal Union Affairs I Casebook: pp. 808-849 |
| Session 20 | Mon. Nov. 18 | Internal Union Affairs II Casebook: pp. 849-893 Supplement: <u>Lavigne v. O.P.S.E.U</u> |
| Session 21 | Fri. Nov. 22 | Employment Standards I Casebook: pp. (21-27), 928-958, 965-973 Supplement: <u>Re Falconbridge Nickle Mines Ltd</u> ; <u>Machtinger v. Hoj</u> ; <u>Slaight Communications Inc. v. Davidson</u> ; <u>Egan v. Canada</u> |
| Session 22 | Mon. Nov. 25 | Human Rights I Casebook: pp. 1001-1017 Supplement: <u>Dickason v. University of Alberta</u> ; <u>Brossard v. Quebec</u> ; <u>Large v. Stratford</u> |
| Session 23 | Fri. Nov. 29 | Human Rights II Supplement: <u>Brooks v. Canada Safeway</u> ; <u>Janzen v. Platy Enterprises</u> ; <u>Mossop v. Canada</u> |

Session 24

Mon. Dec. 2

Human Rights III

Casebook: pp.1018-1027, 1059-1067

Supplement: Renaud v. Board of Education;
Chambly v. Bergevin

EXAMINATION

TUESDAY DECEMBER 17 A.M.

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| 18. | <u>Janzen v. Platy Enterprises</u> (1989), 59 D.L.R. (4th) 352 (S.C.C.) | 244 |
| 19. | <u>Renaud v. Board of Education of Central Okanagan et al.</u> [1992] 2 S.C.R. 970 | 254 |
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